

1 GEOFFREY A. HANSEN
2 Acting Federal Public Defender
3 VARELL L. FULLER
4 Assistant Federal Public Defender
160 West Santa Clara Street, Suite 575
San Jose, CA 95113
Telephone: (408) 291-7753

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5 || Counsel for Defendant SOUZA

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,) No. CR 11-00930-DLJ
12 Plaintiff,) STIPULATION AND []
13 vs.) ORDER CONTINUING SENTENCING
14 MICHAEL EDWARD SOUZA,) HEARING DATE TO AUGUST 23, 2012
15 Defendant.)
_____)

STIPULATION

18 Defendant Michael Edward Souza, by and through Assistant Federal Public Defender
19 Varell L. Fuller, and the United States, by and through Assistant United States Attorney Thomas
20 O' Connell, hereby stipulate and agree, subject to the Court's approval, that the sentencing
21 hearing currently set in this matter for Thursday, July 12, 2012, at 10:00 a.m., be continued to
22 Thursday, August 23, 2012, at 10:00 a.m.

23 Mr. Souza pled pursuant to Rule 11(c)(1)(A) and 11(c)(1)(C) of the Federal Rule of
24 Criminal procedure to one count of mail theft, in violation of 18 U.S.C. § 1708. A sentencing
25 hearing is presently set in this matter for July 12, 2012. The parties respectfully request that the
26 sentencing hearing be continued because of government counsel's unavailability due to a family

1 emergency, as well as defense counsel's need for additional time to complete witness interviews
2 in connection with the sentencing mitigation investigation. Accordingly, the defense
3 respectfully request that the sentencing hearing date be continued to August 23, 2012. United
4 States Probation Officer Aylin Raya, who has been assigned to conduct the presentence
5 investigation, has been consulted about the requested continuance and has no objection.

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7 Dated: July 10, 2012

8 _____/s/ _____
9 VARELL L. FULLER
Assistant Federal Public Defender

10 Dated July 10, 2012

11 _____/s/ _____
12 SUSAN K. KNIGHT for
13 THOMAS O' CONNELL
14 Assistant United States Attorney

15 **[] ORDER**

16 GOOD CAUSE APPEARING, and by stipulation of the parties, it is hereby ordered that
17 the sentencing hearing date set for Thursday, July 12, 2012, at 10:00 a.m. is continued to
18 Thursday, August 23, 2012, at 10:00 a.m.

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20 Dated: 9/12/12

21 _____
22 THE HONORABLE D. LOWELL JENSEN
23 United States District Court Judge
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